

COMBINED DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled CATHETER ACCESSORY DEVICES AND METHODS OF USE, the specification of which (check one):

XX is attached hereto

— was filed on
as U.S. Application
Serial No.

— and was amended on (if
applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefit(s) under Title 35, United States Code §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Prior Foreign Application(s)

Number :
Country :
Day/Month/Year Filed :
Priority (yes/no) :

Number :
Country :
Day/Month/Year Filed :
Priority (yes/no) :

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) as listed below:

Provisional Application No. :
Filing Date :

Provisional Application No. :
Filing Date :

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international applications designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 and that which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No. :
Filing Date :
Status (patented, pending, abandoned) :

Application Serial No. :
Filing Date :
Status (patented, pending, abandoned) :

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

David M. Crompton, Reg. No. 36,772;
Glenn M. Seager, Reg. No. 36,926;
Brian N. Tufte, Reg. No. 38,638;
Robert E. Atkinson, Reg. No. 36,433;
J. Scot Wickhem, Reg. No. 41,376;
Luke Dohmen, Reg. No. 36,783;
Todd P. Messal, Reg. No. 42,883;
Albert K. Kau, Reg. No. 40,672;
Steven A. McAuley, Reg. No. 46,084;
James R. Chiapetta, Reg. No. 39,634;
Robert M. Rauker, Reg. No. 40,782;
William J. Shaw, Reg. No. 43,111;
Mark J. Casey, Reg. No. 37,796; and
Scott T. Bluni, Reg. No. 40,916.

Send correspondence to:

David M. Crompton
CROMPTON, SEAGER & TUFTE, LLC
331 Second Avenue South, Suite 895
Minneapolis, Minnesota 55401-2246
(612) 677-9050

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon, I further declare that I understand the content of this declaration.

Full name of sole or first inventor: Tracee E.J. Eidenschink

Residence: 2232 Pinto Drive, Wayzata, MN 55391

Citizenship: US

Post Office Address: 2232 Pinto Drive, Wayzata, MN 55391

Inventor's Signature Tracee E.J. Eidenschink Date 17 MAY 01

Full name of second or joint inventor: Richard C. Mattison

Residence: 14215 288th Avenue NW, Zimmerman, MN 55398

Citizenship: US

Post Office Address: 14215 288th Avenue NW, Zimmerman, MN 55398

Inventor's Signature Richard C. Mattison Date 10 May 01

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claims patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A *prima facie* case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

(e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

[42 FR 5593, Jan. 28, 1997; paras. (d) & (e) – (i), 47 FR 21751, May 19, 1982, effective July 1, 1982; para. (c), 48 FR 2710, Jan. 20, 1983, effective Feb. 27, 1983; paras. (b) and (j), 49 FR 554, Jan. 4, 1984, effective Apr. 1, 1984; paras. (d) and (h), 50 FR 5171, Feb. 6, 1985, effective Mar. 8, 1985; para. (e), 53 FR 47808, Nov. 28, 1988, effective Jan. 1, 1989; 57 FR 2021, Jan. 17, 1992, effective Mar. 16, 1992; para. (e) added, 65 FR 54604, Sept. 8, 2000, effective Nov. 7, 2000]

[k:\Limited Authorizations(1)]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Eidenschink, Mattison
Application No.:	Not Assigned
Filed:	Not Assigned
For:	CATHETER ACCESSORY DEVICES AND METHODS OF USE
Group Art Unit:	Not Assigned

Mail Stop _____
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2N-10989-US02

ASSIGNEE'S STATEMENT OF OWNERSHIP 37 CFR 3.73(B)

Scimed Life Systems, Inc., a Minnesota is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

- A. ☒ An assignment from the inventor(s) of the patent application identified above. A photocopy of the recorded Assignment is enclosed. This assignment was recorded on 5/22/2001, Reel 011841, Frame 0627.

The undersigned is empowered to sign this statement of ownership certificate on behalf of the assignee.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: April 16, 2004

By: _____

James M. Urzedowski
Registration No.: 48596

6109 Blue Circle Drive, Suite 2000
Minnetonka, MN 55343-9185
Telephone: (952) 563-3000
Facsimile: (952) 563-3001

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PTO/SB/82 (09-03)

Approved for use through 11/30/2005. OMB 0551-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1985, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF
ATTORNEY WITH
NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	09/862731
Filing Date	May 22, 2001
First Named Inventor	Eldenschink et al
Art Unit	3743
Examiner Name	K. P. Odland
Attorney Docket Number	S63.2-10989-US01

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number:

490

☒ Please change the correspondence address for the above-identified application to:☒ The address associated with
Customer Number:

490

OR

☐ Firm or
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name

Signature

Date

Telephone

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.38. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



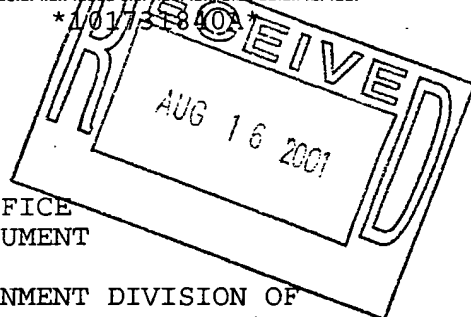
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

AUGUST 11, 2001

PTAS

CROMPTON, SEAGER & TUFTE, LLC
DAVID M. CROMPTON
331 SECOND AVENUE SOUTH, SUITE 895
MINNEAPOLIS, MN 55401



UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/22/2001

REEL/FRAME: 011841/0627

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

EIDENSCHINK, TRACEE E.J.

DOC DATE: 05/17/2001

ASSIGNOR:

MATTISON, RICHARD C.

DOC DATE: 05/10/2001

ASSIGNEE:

SCIMED LIFE SYSTEMS, INC.
ONE SCIMED PLACE
MAIL STOP A150
MAPLE GROVE, MINNESOTA 55311-1566

SERIAL NUMBER: 09862731

FILING DATE: 05/22/2001

PATENT NUMBER:

ISSUE DATE:

JEEVON JONES, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT

WHEREAS, Tracee E.J. Eidenschink, residing at 2232 Pinto Drive, Wayzata, Minnesota 55391; and Richard C. Mattison, residing at 14215 228th Avenue NW, Zimmerman, Minnesota 55398 have made certain new and useful inventions and improvements for which they have executed an application for Letters Patent of the United States, which is entitled CATHETER ACCESSORY DEVICES AND METHODS OF USE, of even date herewith;

AND WHEREAS, SciMed Life Systems, Inc., a corporation organized and existing under and by virtue of the laws of Minnesota, and having a business address of One SciMed Place, Maple Grove, Minnesota 55311-1566, is desirous of acquiring the entire right, title and interest in and to said inventions, improvements, application, and Letters Patent to be obtained therefor;

NOW, THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned and transferred, and by these presents do sell, assign and transfer unto said SciMed Life Systems, Inc., its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the said application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which shall be filed in any foreign countries for Letters Patent on the said inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents to issue any and all United States Letters Patent for the aforesaid inventions and improvements to said SciMed Life Systems, Inc., its successors and assigns.

AND, for the consideration aforesaid, we do hereby agree that our executors and legal representatives will make, execute and deliver any and all other instruments in writing including any other documents, and will communicate to said SciMed Life Systems, Inc., its successors and representatives all facts known to us relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be necessary or desirable to more effectually secure to and vest in SciMed Life Systems, Inc., its successors or assigns the entire right, title and interest in and to the said improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore, we, Tracee E.J. Eidenschink and Richard C. Mattison, covenant and agree with said SciMed Life Systems, Inc., its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us and that full right to convey the same as herein expressed is possessed by us.

The parties hereto acknowledge that they have specifically requested the present agreement to be drawn up in the English language.

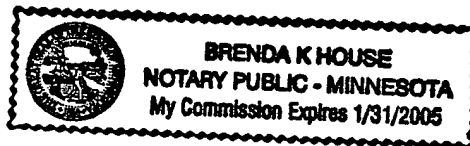
IN TESTIMONY WHEREOF, we have hereunto set our hands this 17th day of may, 2001.

Tracee Eidenschink
Tracee E.J. Eidenschink

STATE OF Minnesota)
) ss.
COUNTY OF Hennepin)

On this 17th day of may, 2001, before me personally appeared Tracee E.J. Eidenschink, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Brenda K. House
Notary Public

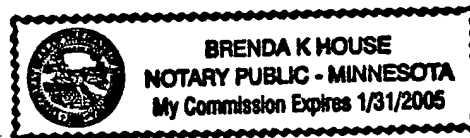


Richard C. Mattison
Richard C. Mattison

STATE OF Minnesota)
) ss.
COUNTY OF Hennepin)

On this 10th day of may, 2001, before me personally appeared Richard C. Mattison, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Brenda K. House
Notary Public



06-01-2001



To the
Please record and file **101731840**

and Trademarks:
(s) or copy thereof.

1. Name of conveying party(ies):
Tracee E.J. Eidenschink
Richard C. Mattison

2. Name and address of receiving party(ies):

Name: SciMed Life Systems, Inc.

Internal Address: Mail Stop A150

Street Address: One SciMed Place

City: Maple Grove State: Minnesota ZIP: 55311-1566

Additional name(s) of conveying party(ies)
attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: May 17, 2001 and May 10, 2001

Additional name(s) & addresses attached?
☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:
May 17, 2001 and May 10, 2001

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence
concerning document should be mailed:

Name: CROMPTON, SEAGER & TUFTE, LLC

Address: 331 Second Avenue South, Suite 895
Minneapolis, MN 55401

6. Total number of applications and patents
involved: 1

7. Total fee (37 CFR 3.41). . . \$40.00
☒ Enclosed
☐ Authorized to be charged to deposit
account

8. Deposit Account Number: 50-0413
(Attach duplicate copy of this page if
paying by deposit account)

06/11/2001 00000162 09862731

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40.00 00

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief the foregoing information is true and correct and any attached copy
is a true copy of the original document.

David M. Crompton

Name of Person Signing

David M. Crompton
Signature

5/22/01
Date

Total number of pages comprising cover sheet, attachments and document: 3